

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
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SECURITIES AND  
EXCHANGE COMMISSION

Plaintiff,

v.

MARC J. GABELLI, and  
BRUCE ALPERT,

Defendants.

08 CV 3868 (DAB)

**ORDER ENTERING FINAL JUDGMENT**

WHEREAS, there is no remaining issue or remedy for trial as a result of the Court's Memoranda and Orders of March 17, 2010 and July 28, 2010;

IT IS THEREFORE ORDERED that:

1. Final judgment in this matter is entered; and
2. Each party to this action shall bear its own costs, disbursements, attorneys' fees, and expenses.

SO ORDERED.

*Deborah A. Batt*  
8/17/10 U.S. District Court